THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.NO.4334 OF 2005

Dt.17.11.2005

Between:

Smt.Rama Laxmamma

… Petitioner

And

The Deputy Secretary to the Government of India,

Ministry of Home Affairs, F.F.Division,

Lok Nayak Bhavan, Khan Market,

New Delhi. …….. Respondent

ORDER:

Heard the learned counsel for the petitioner as well as the learned Standing Counsel appearing on behalf of the respondent.

The petitioner submits that her husband M.Y.Somappa was a freedom fighter and as such she has applied for pensions under both State and Central schemes. State freedom fighters pension is granted and paid after the death of her husband and the petitioner is receiving the State pension under P.P.No.P14/II/Pol/97-98/53 dated 15.5.1997. Her application filed for grant of Central pension has not been considered and disposed of so far. It is stated that she has filed application No.112/232/84 FFSZ in continuation of earlier application made on 11.5.1973. But the same has not been considered.

A counter affidavit has been filed by the first respondent stating that in fact the previous records relating to the husband of the petitioner are not available in the Ministry due to efflux of time and therefore a letter has been addressed to the Principal Secretary to the Government of Andhra Pradesh, Revenue (FF.I) Department, Andhra Pradesh Secretariat, Hyderabad, on 29.3.2005 to furnish the application of the petitioner's husband as well as the documents in support of his claim duly verified/recommended from all authorities of State Government so as to enable them to examine and consider the case of the petitioner in accordance with the provisions of the Scheme.

In view of the aforesaid action taken by the respondent, I am of the opinion no further direction needs to be given. However, as and when the relevant material is received from the State Government, the respondent shall consider and dispose of the application of the petitioner as expeditiously as possible.

The writ petition is accordingly disposed of. No costs.

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(V.ESWARAIAH, J.)

17.11.2005

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